

SENTENCING MINUTES

DATE: 6-21-22

CASE NUMBER: 3:21CR 00121 (DJN)

JUDGE: Novak

CT REPORTER: MELISSA CUSTIS, OCR

INTERPRETER: _____

UNITED STATES OF AMERICA

Kenneth R. Simon, JR., AUSA

v.

COUNSEL

Volante McKeever

Fernando Groene, ESQ.

SENTENCING ON COUNT(S): ~~1~~ () Criminal Information () Indictment () Superseding Ind.

PRELIMINARY MATTERS: Joint VARIANCE (24-30 months) - GRANTED

OBJECTIONS TO PSR: ADOPTED

STATEMENTS MADE BY: GOV'T () DEFENSE COUNSEL () DEFT ()
DEFT'S Exhibit #1 MADE AND ADMITTED - JPS HEALTH SERVICES ITR-EE REFERENCE LETTER
DEFT ADDUCED EVIDENCE - ALAN NELSON, SON COURT TWO
ON MOTION OF GOV'T, () INDICTMENT () REMAINING CTS. DISMISSED.

DEFENDANT TO VOLUNTARILY REPORT TO DESIGNATED INSTITUTION

ON: _____ BY: _____
() IF NO DESIGNATION MADE, REPORT TO U.S. MARSHAL IN RICHMOND

DEFT ADVISED OF RIGHT OF APPEAL within 14 days of today ()

DEFT REMANDED TO CUSTODY ()

CASE SET: 3:00 BEGAN: 2:59 ENDED: 3:38 TIME IN COURT: 39

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SENTENCE TEXT

COUNT 1 IMPRISONMENT 24 MOS. CONCURRENT () CONSECUTIVE ()
 CREDIT FOR TIME SERVED ON THIS CHARGE (✓) (SETSER)
 SUPERVISED RELEASE 3 YEARS
 PROBATION _____ YEARS
 FINE \$ _____ (✓) Fine not imposed
 SPECIAL ASSESSMENT \$ 100.00 due immediately

COUNT _____ IMPRISONMENT _____ MOS. CONCURRENT () CONSECUTIVE ()
 SUPERVISED RELEASE _____ YEARS CONCURRENT ()
 PROBATION _____ YEARS CONCURRENT ()
 FINE \$ _____ () Fine not imposed
 SPECIAL ASSESSMENT \$ _____ due immediately

COUNT _____ IMPRISONMENT _____ MOS. CONCURRENT () CONSECUTIVE ()
 SUPERVISED RELEASE _____ YEARS CONCURRENT ()
 PROBATION _____ YEARS CONCURRENT ()
 FINE \$ _____ () Fine not imposed
 SPECIAL ASSESSMENT \$ _____ due immediately

CONSENT ORDER OF FORFEITURE MADE A PART OF JUDGMENT IN CASE ()

RESTITUTION ORDERED: _____

RECOMMENDATION(S) TO BOP:

- () Designate dft. to a facility near family (✓) Designate dft. to Facility Alderson WVA FCI
 () SHOCK Incarceration Program () BRAVE Program
 () Educational / Vocational training (✓) BOP 500-hr intensive drug treatment program
 () UNICOR program () with _____ portion of earnings directed to child support (IF QUALIFIES)
 (✓) OTHER: MENTAL HEALTH

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SPECIAL CONDITIONS of Probation / Supervised Release:

- ☒ (1) Incur no new credit without approval of probation officer
☒ (2) Provide probation officer with access to financial information
☐ (3) Perform community service _____ HOURS during period of supervision
☒ (4) Participate in drug/alcohol treatment; ☒ Pay cost of treatment
☒ (5) Participate in mental health treatment; ☒ Pay cost of treatment
☒ Participate in anger management
☐ (6) Participate in home confinement program for _____ with monitoring
 _____ Permitted to work, attend church, or other approved activities
 _____ Maintain telephone without special features; no cordless phone
 _____ Pay costs of electronic monitoring
☐ (7) Placement in a Community Confinement Center for _____ (term)
☐ (8) Defendant to be surrendered to BICE for deportation proceedings
 _____ If deported, defendant to remain outside the United States
☐ (10) Mandatory drug testing waived
 _____ Probation officer may still administer drug test if deemed appropriate
☐ (11) Pay child support in amount ordered by social services or Court
☐ (13) Serve intermittent confinement on weekends for a period of _____ DAYS
☐ (14) No possession of pager, cellular telephone, or other handheld communication device
☐ (15) Defendant shall pay any balance owed on the S/A imposed by the Court
 _____ Pay in installments of not less than \$ _____ per month,
 _____ to begin 30 / 60 days after start of supervision until paid in full
☐ (16) Waive all rights of confidentiality regarding mental health treatment
 (or other treatment) to allow release of information to Probation, etc.
☐ (17) Commencing _____, and continuing for _____, defendant may
 operate a motor vehicle only for purposes of work and court, including travel to
 the Probation Office and alcohol treatment program
☐ (18) Defendant to apply monies received from tax refunds, lottery winnings, and any
 anticipated or unexpected financial gains to the Court-ordered financial obligation

_____ (---) Other special conditions:
